

## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 223 13-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/735,506	12/11/2003	Daniel W. Gil	17495 DIVI (AP)	17495 DIVI (AP) 5723	
51957	7590 09/14/2007		EXAMINER		
ALLERGAN, INC. 2525 DUPONT DRIVE, T2-7H			CARTER, KENDRA D		
IRVINE, CA 9	2612-1599		ART UNIT PAPER NUMBER		
			1617		
		•			
	• .		MAIL DATE	DELIVERY MODE	
			09/14/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of Abandonment    10/735,506   Examiner   Art Unit   Examiner   Examiner   Examiner   Examiner   Art Unit   Examiner   Examiner   Examiner   Art Unit   Examiner   Exami		Application No.	Applicant(s)				
Examiner   Art Unit		10/735.506	GIL ET AL				
This application is abandoned in view of:	Notice of Abandonment						
This application is abandoned in view of:	-	Kondra D. Cartor	1617				
This application is abandoned in view of:  1. ⊠ Applicant's failure to timely file a proper reply to the Office letter mailed on @1 February 2007.  (a) ☐ A reply was received on	The MAILING DATE of this communication and		·	ldross-			
1. Stapplicant's failure to timely file a proper reply to the Office letter mailed on 01 February 2007.   (a)   A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of monthly) which expired on   (b)   A proposed reply was received on, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.   (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for failowance; (2) a timely filed Notice of Appeal (with appeal feet); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).   (c)   A reply was received on to this does not constitute a proper reply, or a bona filed attempt at a proper reply, to the nonfinal rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).		rears on the cover sheet with the c	orrespondence ac	luress			
(a) A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of	This application is abandoned in view of:						
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.  (c) ☐ A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).  (d) ☑ No reply has been received.  2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) ☐ The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) ☐ The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ The publica	(a) A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the						
application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).  (c)  ☐ A reply was received on  ☐ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).  (d)  ☐ No reply has been received.  2.  ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a)  ☐ The issue fee and publication fee, if applicable, was received on  ☐ (with a Certificate of Mailing or Transmission dated  ☐ Notice of Allowance (PTOL-85).  (b)  ☐ The submitted fee of \$ ☐ is insufficient. A balance of \$ ☐ is due.  The issue fee required by 37 CFR 1.18 is \$ ☐ The publication fee, if required by 37 CFR 1.18(d), is \$ ☐ The issue fee and publication fee, if applicable, has not been received.  3.  ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a)  ☐ Proposed corrected drawings were received on  ☐ (with a Certificate of Mailing or Transmission dated  ☐ ), which is after the expiration of the period for reply.  (b)  ☐ No corrected drawings have been received.  4.  ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5.  ☐ The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7.  ☐ The reason(s) below:  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to	(b) A proposed reply was received on, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.						
final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).  (d) No reply has been received.  2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) The submitted fee of \$ is insufficient. A balance of \$ is due.  The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ (c) The issue fee required by 37 CFR 1.18 is \$ The publication fee, if applicable, has not been received.  3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to UPS PREENT PADISANCEHAIN.  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.	application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for						
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated humance (PTOL-85).  (b) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated Allowance (PTOL-85).  (b) The submitted fee of (in the Notice of Allowance) is insufficient. A balance of (in the issue fee (and publication fee) set in the Notice of Allowability (PTO-87).  (c) The issue fee required by 37 CFR 1.18 is (in the Notice of Allowability (PTO-37).  (a) Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated ), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.							
from the mailing date of the Notice of Allowance (PTOL-85).  (a)   The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b)   The submitted fee of \$ is insufficient. A balance of \$ is due.  The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ (c)   The issue fee and publication fee, if applicable, has not been received.  3   Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a)   Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b)   No corrected drawings have been received.  4.   The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5.   The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6.   The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7.   The reason(s) below:  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.	(d) ⊠ No reply has been received.						
	2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).						
The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$  (c)   The issue fee and publication fee, if applicable, has not been received.  3.   Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a)   Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b)   No corrected drawings have been received.  4.   The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5.   The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6.   The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7.   The reason(s) below:  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.	), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of						
(c)	(b) The submitted fee of \$ is insufficient. A balance of \$ is due.						
3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  **REENI PADMANASHAN**  SUPERVISORY PATENT EXAMINER*  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  13. Patent and Trademark Office.	The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$						
Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to	(c) The issue fee and publication fee, if applicable, has not been received.						
after the expiration of the period for reply.  (b)  No corrected drawings have been received.  4.  The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6.  The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7.  The reason(s) below:  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed tominimize any negative effects on patent term.	3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).						
4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  SREENI PADMANASHAN SUPERVISORY PATENT EXAMINER  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to use the period for seeking court review of the decision has expired and trademark office.	(a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is						
the applicants.  5.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6.  The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7.  The reason(s) below:  SREENI PADMANASHAN SUPERVISORY PATENT EXAMINER  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to U.S. Patent and Trademark Office	(b) No corrected drawings have been received.						
1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  SREENI PADMANASHAIN SUPERVISORY PATENT EXAMINER  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office							
of the decision has expired and there are no allowed claims.  7. The reason(s) below:  SREENI PADMANASHAN SUPERVISORY PATENT EXAMINER  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office	5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.						
SREENI PADMANASHAN SUPERVISORY PATENT EXAMINER  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office	6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.						
SUPERVISORY PATERY EXAMINER  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office	7. The reason(s) below:	Wal	nandlan	~			
_ minimize any negative effects on patent term.  U.S. Patent and Trademark Office							
U.S. Patent and Trademark Office	Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to						
	U.S. Patent and Trademark Office	of Abandonment	Part of Par	ner No. 20070913			